

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF PENNSYLVANIA

IN RE: . Case No. 22-20823-GLT
. .
. .
U LOCK INC, . 5414 U.S. Steel Tower
. 600 Grant Street
. Pittsburgh, PA 15219
Debtor. .
. April 13, 2023
. 1:30 p.m.

TRANSCRIPT OF #294 CONTINUED ORDER TO SHOW CAUSE SIGNED
ON 1/17/2023. (RE: RELATED DOCUMENT(S): 258 APPLICATION
FOR ADMINISTRATIVE EXPENSES; #278 CONTINUED AMENDED ORDER
TO SHOW CAUSE SIGNED ON 1/6/2023. (RE: RELATED DOCUMENTS(S):
249 ORDER SCHEDULING HEARING); #345 CONSENT MOTION TO
APPROVE COMPROMISE UNDER RULE 9019; #340 OBJECTION TO CLAIM
OF SHANNI SNYDER; AT CLAIM NUMBER 1; #337 OBJECTION TO CLAIM
OF GEORGE SNYDER; AT CLAIM NUMBER 5; #344 AMENDED
APPLICATION FOR ADMINISTRATIVE EXPENSES PURSUANT TO
11 U.S.C. 503(b) (1) AND/OR FOR PAYMENT OF ADEQUATE PROTECTION

BEFORE HONORABLE GREGORY L. TADDONIO
UNITED STATES BANKRUPTCY COURT JUDGE

APPEARANCES:

For the Debtor: Law Office of J. Allen Roth
By: J. ALLEN ROTH, ESQ.
805 S. Alexandria Street
Latrobe, PA 15650

For George Snyder: By: GEORGE SNYDER, PRO SE
Box 15
Irwin, PA 15642

ECRO: Hayley Smith

Proceedings recorded by electronic sound recording, transcript
produced by transcription service.

J&J COURT TRANSCRIBERS, INC.
268 Evergreen Avenue
Hamilton, New Jersey 08619
E-mail: jjcourt@jjcourt.com

(609) 586-2311 Fax No. (609) 587-3599

APPEARANCES (Cont'd):

For Christine Biros: Bernstein-Burkley, P.C.
By: ROBERT S. BERNSTEIN, ESQ.
MARK LINDSAY, ESQ.
601 Grant Street, 9th Floor
Pittsburgh, PA 15219

For Christine Biros,
Lead Counsel in the
State Court Action: The Law Firm of William E. Otto
By: WILLIAM E. OTTO, ESQ.
4027 Old William Penn Highway
P.O. Box 701
Murrysville, PA 15668

TELEPHONIC APPEARANCES:

Chapter 7 Trustee: Mahady & Mahady
By: ROBERT H. SLONE, ESQ.
223 South Maple Avenue
Greensburg, PA 15601

For Shanni Snyder: The Lynch Law Group LLC
By: JOHN PATRICK LACHER, ESQ.
501 Smith Drive, Suite 3
Cranberry Twp, PA 16066

- - -

1 MR. BERNSTEIN: Other than the assertions in our
2 amended motion that explain the various values and methods of
3 computation, I have nothing -- nothing further to add today.

4 THE COURT: Okay. Thank you. All right, well, I'm
5 not finding anything that dissuades me from the original
6 finding that there was a Rule 9011 issue with respect to the
7 original motion and that the \$144,000 was unreasonable.
8 Certainly, appreciate the efforts to try to resolve this
9 through the amended motion. I thought that was certainly well
10 crafted and well thought out and it doesn't go unnoticed from
11 the Court, the time and effort that went into that. But, it
12 still leaves me with the factor that the original claim of
13 \$144,000 was settled for 12.5 percent of that, which seems to
14 indicate again to me that the original amount was patently
15 unreasonably.

16 In terms of where we go from here, I am considerate
17 of the fact that Mr. Bernstein has indicated that Ms. Biros
18 followed the advice of counsel and, as a result, with taking
19 that advice, she is not blame worthy at this point with respect
20 to sanctions. And, with respect to counsel, I do find that
21 this is a first offense and that the prior memorandum opinion
22 is a sufficient admonishment with respect to where we are with
23 respect to this matter, so I will conclude it there with that.

24 MR. BERNSTEIN: Thank you, Your Honor.

25 THE COURT: Going forward, we have the order to show

1 cause that was issued with respect to the stay violations. I
2 had just continued this as a placeholder in the event that
3 there was anything else that had any bearing on those motions.
4 They were submitted, but to the extent that there was
5 additional discussion that had an impact on the Court's
6 findings or conclusions, I wanted to have the option open.

7 I'm not hearing anything today that would suggest
8 that I need to add new considerations to the mix, but before I
9 do close the door on that, I open it up one last time to the
10 parties if there's anything else they wish to address on any
11 other matters here?

12 MR. BERNSTEIN: Nothing further from Ms. Biros, Your
13 Honor.

14 THE COURT: All right, thank you. Mr. Snyder?

15 MR. SNYDER: Nothing further, Your Honor.

16 THE COURT: All right. Mr. Lacher?

17 MR. LACHER: Nothing further, Your Honor. Thank you.

18 THE COURT: All right, thank you. All right. Well,
19 then that concludes the matters that are presently set before
20 the Court at this time. I will enter an order just to recap
21 sustaining the objection to the claim of George Snyder. I will
22 issue a scheduling order on the claim of Shanni Snyder. I will
23 consider what I do with respect to the 9019 motion, and if it's
24 granted, the application for administrative expenses at 344
25 will be denied as moot. If it's continued, then that motion at

1 344 will be continued and heard at the same time, and I have
2 addressed the show cause orders in the latter two with respect
3 to the stay motions are under advisement with the other show
4 cause having been resolved on the record for the reasons stated
5 here today. And, with that, we will call it a day.

6 MR. BERNSTEIN: Thank you, Your --

7 THE COURT: The Court will now stand adjourned and we
8 will close the record. Thank you, everyone.

9 MR. BERNSTEIN: Thank you, Your Honor.

10 UNIDENTIFIED ATTORNEY: Thank you.

11 UNIDENTIFIED ATTORNEY: Thank you, Your Honor.

12 UNIDENTIFIED ATTORNEY: Thanks, Your Honor.

13 * * * * *

14 **C E R T I F I C A T I O N**

15 I, WENDY ANTOSIEWICZ, court approved transcriber,
16 certify that the foregoing is a correct transcript from the
17 official electronic sound recording of the proceedings in the
18 above-entitled matter and to the best of my ability.

19
20 /s/ Wendy Antosiewicz

21 WENDY ANTOSIEWICZ

22 J&J COURT TRANSCRIBERS, INC. DATE: April 24, 2023

23

24

25